

Exhibit A to Subpoena to
CUSTODIAN OF RECORDS OF AQUA ENGINEERS, INC.

DEFINITIONS AND INSTRUCTIONS

1. You will produce the original of all documents and when they are available. When the original is unavailable, the best available copy shall be produced. Electronically stored information shall be produced in the form or forms in which it is kept in the ordinary course of business, in native format, another format is agreed to by the parties.

2. The term "**Documents**" includes, without limitation, include writings, drawings, graphs, charts, photographs, phono records, computer diskettes, and other data compilations from which information can be obtained or translated, if necessary, by the respondent through detection devices into reasonably usable form. "Documents" may therefore mean the original and copies of any and all tangible materials, whether handwritten, typed, printed, copied, photographed, recorded or produced or reproduced in any manner, including but not limited to books, records, letters, diaries, appointment books, calendars, information from computers and other electronic devices, including personal digital assistants (such as Palm devices, cell phones, smart phones, or other electronic organizers, etc.) iPods, USB drives, minidisks, itineraries, telegrams, wires, memoranda, interoffice communications, electronic mail ("E-mail"), reports, notes, drawings, charts, photographs, movies, tape recordings, contracts, agreements, travel reports and vouchers, expense

accounts and vouchers, ledgers, financial statements, reports or worksheets, schedule, progress reports, bills, estimates and/or projections, and includes, without limitation, all file copies and all drafts prepared in connection with such writing, whether used or not, and any other items falling within the scope of discovery under Rule 26(b) of the Federal Rules of Civil Procedure, including any electronically stored information.

3. **"KG Defendant(s)"** means and refers to Defendants QK HOTEL, LLC; PUKALANI GOLF CLUB, LLC; KG MAUI DEVELOPMENT LLC; KIAHUNA GOLF CLUB, LLC; KG KAUAI DEVELOPMENT, LLC; MILILANI GOLF CLUB, LLC; OR HOTEL, LLC; and KG HOLDINGS, LLC, or any of them, including their agents, consultants, principals, officers, or directors.

4. **"You" or "Your"** refers to Aqua Engineers, Inc., the company whose records are subpoenaed, and includes all affiliates, owners, partners, staff and employees of the company including their agents, consultants, principals, officers, or directors, including without limitation, Hugh A. Strom.

5. **"Sports Shinko Companies"** refers to Sports Shinko Co., Ltd., Sports Shinko (USA) Co., Ltd., Sports Shinko (Hawaii) Co., Ltd., Sports Shinko (Mililani) Co., Ltd., Sports Shinko (Kauai) Co., Ltd., Sports Shinko (Pukalani) Co., Ltd., Sports Shinko Resort Hotel Corporation, Sports Shinko (Waikiki) Corporation, and Ocean Resort Hotel Corporation.

Documents and Things to Produce

At the place, date, and time specified in the Subpoena, YOU ARE COMMANDED to produce and permit inspection and copying of the documents or objects specified below that pertain directly or indirectly in any fashion to the following entity:

PUKALANI STP CO., LTD.

(hereinafter referred to as the "Pukalani STP")

1. Any and all Documents related to and/or referring to Your acquisition and/or planned acquisition of any of the assets or property of Pukalani STP and/or the stock of Pukalani STP from Pukalani Golf Club, LLC. and/or any of the other KG Defendants.

2. Any and all electronically stored information related to and/or referring to Your acquisition and/or planned acquisition of any of the assets or property of Pukalani STP and/or the stock of Pukalani STP from Pukalani Golf Club, LLC. and/or any of the other KG Defendants.

3. Any and all Documents containing communications between You and any of the KG Defendants related to Your acquisition and/or the planned acquisition of the Pukalani STP and/or any of its assets or stock.

4. Any and all electronically stored information containing communications between You and any of the KG Defendants related to Your acquisition and/or the planned acquisition of Pukalani STP and/or any of its assets or stock.

5. Any and all Documents related and/or referring to Your valuation of, and/or the value of, the Pukalani STP, its assets, property or stock, including without limitation any appraisals, proposed purchase prices, etc.

6. Any and all electronically stored information related and/or referring to Your valuation of, and/or the value of, the Pukalani STP, its assets, property or stock, including without limitation any appraisals, proposed purchase prices, etc.

END OF EXHIBIT A